GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services- Panchayat Raj & Rural Development Department- Allegations against Sri K.Sambasiva Rao, the then Bill Collector, Thotlavalluru (Retired) for failure to discharge his legitimate duties that caused to temporary misappropriation had taken place in GP Funds tune of Rs. 4,66,472/- - Disciplinary proceedings under Rule 20 of the APCS (CC&A) Rules, 1991 r/w Rule 9 of A.P. Revised Pension Rules 1980 – Article of Charge - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No.409

Dated:26.07.2024

Read the following:-

1)From the Commissioner, PR&RD., Lr.No.1578923/CPR&RD/B1/2021, dt.17.03.2022.

2)G.O.Ms.No.55, Panchayat Raj and Rural Development (Vig.IV) Department, dt.26.06.2023.

3)From the Commissioner, PR&RD., Lr.1578923/CPR&RD/B1/2021, dt.27.07.2023.

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ORDER:

In pursuance of the sanction accorded by the Government, under sub- clause (i) of clause (b) of sub rule (2) of Rule 9 of the AP Revised Pension Rules, 1980 for instituting the departmental proceedings against Sri K.Sambasiva Rao, the then Bill Collector, Thotalavalluru Gram Panchayat& Mandal(Retired) vide reference 2nd read above, it is proposed to hold an inquiry against the said Sri K.Sambasiva Rao, the then Bill Collector in accordance with the procedure laid down in Rule 20 of A.P. Civil Services (CC&A) Rules 1991.

2. The substance of the Imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Article of Charge (Annexure-I and II). A list of documents by which, and list of witnesses by whom, the Article of Charges are proposed to be sustained are enclosed as (Annexure-III & IV).

3. Sri K.Sambasiva Rao, the then Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retd.) is directed to submit his written statement of defense within Ten (10) days from the date of receipt of this order.

4. Sri K.Sambasiva Rao, Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retd.) is informed that an inquiry will be held only in respect of those article of Charges which are not admitted. He should therefore, specifically, admit or deny the Article of Charge.

5. Sri K.Sambasiva Rao, the then Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retd.) is further informed that if he does not submit his written statement of defense on or before the period specified in Para- 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P. (CC&A) Rules, 1991 or the orders/directions issued in pursuance of said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available.

6. Attention of Sri K.Sambasiva Rao, the then Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retd), is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from any person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules 1964.

7. The receipt of this G.O. along with Annexure-I, II, III and IV shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.Sambasiva Rao, Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retired) **through** the Director, Panchayat Raj & Rural Development, Tadepalli, Guntur District.
The Director, Panchayat Raj & Rural Development, Tadepalli, Guntur District.(with a request to serve the above GO on the individual and furnish the served copy with dated signature of the individual immediately to the Government).
File.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI K. SAMBASIVA RAO, THE THEN BILL COLLECTOR, THOTALAVALLURU GRAM PANCHAYAT (NOW RETIRED)

CHARGE :

That Sri K.Sambasiva Rao, the then Bill Collector, Thotalavalluru Gram Panchayat& Mandal(Retired), being a responsible Government Servant has failed to inform higher authorities that the incumbent Panchayat Secretaries are refusing to take the Thotlavalluru Gram Panchayat collection amount Rs.4,66,472/- (from 01.04.2019 to 05.11.2019) and the very same amount was kept with him only from 01.04.2019 to 05.11.2019 and remitted on 06.11.2019 late remittance caused to temporary misappropriation had taken place in GP Funds Thus he has not shown devotion to his legitimate duties and not maintained the absolute integrity, discipline, impartially and not shown the sense of propriety thereby violated rule 3(1) and 3 of APCS(CONDUCT) Rules, 1964. Hence the Charge.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI K.SAMBASIVA RAO, THE THEN BILL COLLECTOR, THOTALAVALLURU GRAM PANCHAYAT (RETD.),

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1. Sri J. Srinivasa Goud, Social worker, Krishna district has filed a complaint No.286/2021/B1 before Lokayukta against Sri K.Sambasiva Rao, Bill Collector, Thotalavalluru Gram Panchayat & Mandal(Retd.) for misappropriation of Thotlavalluru Gram Panchayat funds.

2. The Divisional Panchayat Officer, Vijayawada has submitted a report on 16.07.2021, stating that during 2019 transfers Sri K.Pushpanadham, Panchayat Secretary, Grade-I was posted as Panchayat Secretary, Thotalavalluru Gram Panchayat and Smt G.Rani, Panchayat Secretary was transferred from Thotalavalluru to Mulapadu Gram Panchayat and Sri K.Sambasiva Rao, Bill Collector, (now retired from service) was transferred to Kanumuru GP of Pamarru(M). But, they have not handed/taken over the Thotalavalluru Gram Panchayat records till 05.11.2019.

3. Sri K.Sambasiva Rao, Bill Collector, (Retd.) has kept the collection amount Rs.4,66,472/- (from 01.04.2019 to 05.11.2019) with him only and the said amount was remitted to Gram Panchayat funds on 06.11.2019 and he remitted penal interest Rs.11,339/-towards late remittance of Rs.4,66,472/- to GP funds.

4. Sri K.Sambasiva Rao, Bill Collector, (Retd.) has violated the Rule 3(1) and 3 of APCS (CONDUCT) Rules, 1964, by keeping collection amount Rs.4,66,472/- (from 01.04.2019 to 05.11.2019)with him till 05.11.2019 and remitted on 06.11.2019 while working at Thotlavalluru Gram Panchayat of Thotiavalluru Mandal as the individual was retired from his services on 30.06.2020.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI K.SAMBASIVA RAO, THE THEN BILL COLLECTOR, THOTALAVALLURU GRAM PANCHAYAT & MANDAL (RETIRED ON 30.06.2020), PROPOSED TO BE SUSTAINED.

1. Lr.Roc.No.118/2021 A, dt.26.05.2021 and 17.07.2021 of the Divisional Panchayat Officer, Vijayawada.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESS BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI K.SAMBASIVA RAO, THE THEN BILL COLLECTOR, THOTALAVALLURU GRAM PANCHAYAT & MANDAL (RETIRED ON 30.06.2020), ARE PROPOSED TO BE SUSTAINED

1.Divisional Panchayat Officer, Vijayawada.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER